THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT APPEAL NO.1826 of 2005

29th September 2005

(Writ Appeal under Clause 15 of the Letters Patent against the Order dated 08.09.2005 in W.P.NO.19682 OF 2005 on the file of the High Court.)

Between:

A.Ramulu, S/o.Yadagiri, Hindu, 52 years, Working as Secretary, Primary Agriculture Cooperative Society, G.Gouraram, Chinthapalli Mandal, Nalgonda District.

...PETITIONER/APPELLANT

AND

1. The Primary Agriculture Cooperative Society, G.Gouraram, Chinthapalli Mandal, Nalgonda District, rep.by its Person-in-Charge Chairman-cum-The Branch Manager, Nalgonda District Cooperative Central Bank, Gurrampode Branch, Nalgonda District.
2. The Divisional Cooperative Officer, Miryalaguda, Nalgonda District.

...RESPONDENTS/RESPONDENTS

THE HON'BLE MR JUSTICE B.PRAKASH RAO

And

THE HON'BLE DR JUSTICE G.YETHIRAJULU

WRIT APPEAL NO.1826 OF 2005

JUDGMENT: (Per the Hon'ble Mr Justice B.Prakash Rao)

Heard both the sides. At their request, the Writ Appeal itself is taken up for disposal.

The appellant/petitioner seeks to assail the order dated 08.09.2005 in W.P.No.19682 of 2005 rejecting his relief as sought for by way of writ of mandamus declaring the impugned order dated 01.09.2005 of the first respondent in placing the petitioner under suspension as bad and illegal. After taking into consideration the allegation, which relates to misappropriation of amounts, the learned Judge disposed of the Writ Petition directing the first respondent to conduct a departmental enquiry within a period of three months.

Considering the submissions made on either side and on perusal of the material available on record, as there is suspension pending enquiry, which relates to misappropriation of amounts, this Court cannnot venture to go into correctness or merits as such. In the circumstances, we do not find any ground to interfere with the order dated 08.09.2005.

The Writ Appeal is accordingly dismissed. No costs.

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(B.PRAKASH RAO, J)

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(DR G.YETHIRAJULU, J)

29th September 2005

RRB

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